

County Government  
Merritt, Chairperson  
Taylor  
Van Gilst

1977

HOUSE FILE 101  
Judiciary and Law  
Enforcement  
Doyle, chair  
Newhard  
Garrison  
Clark of Cerro Gordo  
Lipsky

Enforcement  
Pass per 3049 2/16 (405)

HOUSE FILE 101

By ADULT PENAL AND CORRECTIONAL  
SYSTEMS STUDY COMMITTEE

Passed House, Date 3-21-77 (p. 934) Passed Senate, Date 4-14-77 (p. 1035)

Vote: Ayes 85 Nays 8 Vote: Ayes 34 Nays 6

Approved May 13, 1977

*Repassed House as amended Senate*  
4-22-77 (p. 1567)

*Motion to reconsider (1035) prevailed 4/15*  
*Repassed Senate* 4-15-77 (p. 1057)

85-2

38-6

### A BILL FOR

1 An Act relating to the required presence of an attendant on  
2 the jail premise when a prisoner is incarcerated.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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H-3049

1 Amend House File 101, page 1, by striking line  
 2 4 and inserting in lieu thereof the words:  
 3 "6. To have a matron on the jail premises at all  
 4 times where there are one or more female prisoners  
 5 or to have an attendant on the jail premises".

H-3049 FILED - *Repealed out of* BY COMMITTEE ON JUDICIARY AND LAW  
 FEBRUARY 17, 1977 *order with* ENFORCEMENT, JESSE of Polk, Chair  
*rejection of 3295*  
*2/21 (933)*

1 Section 1. Section three hundred fifty-six point five  
2 (356.5), subsection six (6), Code 1977, is amended to read  
3 as follows:

4 6. ~~To have a matron~~ Keep an attendant on the jail premises  
5 at all times during the incarceration of any one or more  
6 female prisoners and ~~to make nighttime inspections while any~~  
7 prisoners are kept in confinement or make provisions to confine  
8 prisoners in another county or city jail which has an attendant  
9 on the jail premises when prisoners are incarcerated in the  
10 jail.

11 Sec. 2. This Act is effective January 1, 1978.

12 EXPLANATION

13 The bill mandates twenty-four hour supervision of all jail  
14 inmates. Presently only female jail inmates are required  
15 to be so supervised.

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LSB 240H  
rn/rh/8A

HOUSE FILE 101

H-3305

- 1 Amend amendment H-3295, to House File 101
- 2 as follows:
- 3 1. Page 1, by striking lines 10 and 11 and
- 4 inserting in lieu thereof the following: "prisoners,
- 5 keep a female attendant on the jail premises at all
- 6 times during the incarceration of one or more female
- 7 prisoners, and make nighttime".

H-3305 FILED - *Adopted 3/21* BY SPEAR of Lee  
MARCH 17, 1977 (932)

HOUSE FILE 101

H-3306

- 1 Amend House File 101 as follows:
- 2 1. Page 1, by inserting after line 10 the
- 3 following:
- 4 "An attendant need not be on the jail premises
- 5 if the jail is monitored by electronic or other
- 6 monitoring devices when one or more prisoners
- 7 are incarcerated."

H-3306 FILED - *Referred out of order with* BY MILLER of Buchanan  
MARCH 17, 1977 *adoption of 3295 3/21 (933)*

HOUSE FILE 101

H-3307

- 1 Amend amendment H-3295 to House File 101 as
- 2 follows:
- 3 1. Page 1, by inserting after line 15 the
- 4 following:
- 5 "An attendant need not be on the jail premises
- 6 if the jail is monitored by electronic or other
- 7 monitoring devices when one or more prisoners
- 8 are incarcerated."

H-3307 FILED - *Lost 3/21* BY MILLER of Buchanan  
MARCH 17, 1977 (935)

HOUSE FILE 101

H-3342

- 1 Amend H-3295 to House File 101 as follows:
- 2 1. Page 1, by striking lines 13, 14, and 15
- 3 and inserting in lieu thereof the following:
- 4 "provide for incarceration in a jail which conforms
- 5 to the provisions of this subsection."

H-3342 FILED, ADOPTED BY SPEAR of Lee  
MARCH 21, 1977 (933)

HOUSE FILE 101.

H-3302

- 1 Amend H-3295 to House File 101 as follows:
- 2 1. Page 1, by striking lines 10 and 11 and
- 3 inserting in lieu thereof the words "prisoners,
- 4 and make nighttime".
- 5 2. Page 1, line 15, by inserting after the
- 6 word "incarcerated." the following: "A female
- 7 attendant shall be on the jail premises at all
- 8 times during the incarceration of one or more
- 9 female prisoners."

H-3302 FILED - *Withdrawn* BY SPEAR of Lee  
MARCH 16, 1977 *3/21 (932)*

HOUSE FILE 101

H-3295

- 1 Amend House File 101 as follows:
- 2 1. Page 1, by striking lines 1 through 10
- 3 and inserting in lieu thereof the following:
- 4 "Section 1. Section three hundred fifty-six
- 5 point five (356.5), subsection six (6), Code 1977,
- 6 is amended by striking the subsection and insert-
- 7 ing in lieu thereof the following:
- 8 6. Keep an attendant on the jail premises at
- 9 all times during the incarceration of one or more
- 10 prisoners, and a matron if one or more of the
- 11 prisoners is a female, and make nighttime
- 12 inspections while any prisoners are confined, or
- 13 provide for incarceration in a jail which does
- 14 have an appropriate attendant when prisoners are
- 15 incarcerated."

H-3295 FILED - *Adopted as amended by* BY JUNKER OF Woodbury  
MARCH 16, 1977 *33056 3342 3/21* DOYLE of Woodbury  
HOUSE FILE 101

H-3287

- 1 Amend House File 101 as follows:
- 2 1. Page 1, by striking lines 7 through 10
- 3 and inserting in lieu thereof the following:
- 4 "prisoners are kept in confinement or
- 5 provide for incarceration in a jail which does
- 6 have an attendant when prisoners are incarcerated."

H-3287 FILED - *Repealed out of order* BY JUNKER of Woodbury  
MARCH 16, 1977 *extra adoption of 3295 3/21 (933)*

H-3104

- 1 Amend House File 101 as follows:
- 2 1. Page 1, line 10, by inserting after the word
- 3 "jail." the words "An attendant need not be on the
- 4 jail premises if the jail is monitored by electronic
- 5 or other monitoring devices when one or more prisoners
- 6 are incarcerated."

H-3104 FILED BY MILLER of Buchanan  
FEBRUARY 28, 1977

*Repealed out of order with*  
*adoption of 3295 3/21 (933)*

HOUSE FILE 101

S-3355

1 Amend House File 101 by striking all after the  
2 enacting clause and inserting in lieu thereof the  
3 following:

4 "Section 1. Section three hundred fifty-six point  
5 five (356.5), subsection six (6), Code 1977, is amended  
6 by striking the subsection and inserting in lieu  
7 thereof the following:

8 6. Keep a matron on the jail premises at all times  
9 during the incarceration of one or more female  
10 prisoners; keep either a jailer or matron on the  
11 premises at all times during the incarceration of  
12 one or more male prisoners, and make nighttime  
13 inspections while any prisoners are confined, or  
14 provide for incarceration in a jail which conforms  
15 to the provisions of this subsection."

S-3355 FILED & ADOPTED (p. 1057) BY PHILIP B. HILL  
APRIL 15, 1977

SENATE AMENDMENT TO  
HOUSE FILE 101

H-3637

1/ Amend House File 101 by striking all after the  
2 enacting clause and inserting in lieu thereof the  
3 following:

4 "Section 1. Section three hundred fifty-six point  
5 five (356.5), subsection six (6), Code 1977, is amended  
6 by striking the subsection and inserting in lieu  
7 thereof the following:

8 6. Keep a matron on the jail premises at all times  
9 during the incarceration of one or more female  
10 prisoners; keep either a jailer or matron on the  
11 premises at all times during the incarceration of  
12 one or more male prisoners, and make nighttime  
13 inspections while any prisoners are confined, or  
14 provide for incarceration in a jail which conforms  
15 to the provisions of this subsection."

H-3637 FILED  
RECEIVED FROM SENATE  
APRIL 19, 1977

*House concurred 4/22 (p. 1567)*

AN ACT

RELATING TO THE REQUIRED PRESENCE OF AN ATTENDANT ON THE  
JAIL PREMISE WHEN A PRISONER IS INCARCERATED.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section three hundred fifty-six point five (356.5), subsection six (6), Code 1977, is amended by striking the subsection and inserting in lieu thereof the following:

6. Keep a matron on the jail premises at all times during the incarceration of one or more female prisoners; keep either a jailer or matron on the premises at all times during the incarceration of one or more male prisoners, and make nighttime inspections while any prisoners are confined, or provide for incarceration in a jail which conforms to the provisions of this subsection.

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DALE M. COCHRAN  
Speaker of the House

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ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 101, Sixty-seventh General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved May 13, 1977

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ROBERT D. RAY  
Governor